



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

10/635,696

Confirmation No.: 8343

Applicant:

Rapin, et al.

Filed:

August 5, 2003

TC/A.AU.:

1632

Examiner:

Unassigned

Docket No.:

NEURO 100

Customer No.:

20786

Title:

Tripeptide Derivatives for the Treatment of Neurodegenerative Diseases

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

The citation of information on the attached Form PTO-1449, "List of Art Cited by Applicant" is made pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98. A copy of each reference is enclosed. The Examiner's attention is drawn to the following co-pending applications: U.S.S.N. 10/635,797; U.S.S.N. 10/635,805; and U.S.S.N. 10/635,808.

The citation of this information does not constitute an admission of priority or that any cited item is available as a reference, or a waiver of any right the applicant may have under applicable statutes, Rules of Practice in patent cases, or otherwise.

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Respectfully submitted,

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| U.S. PATENT DOCUMENTS | | | | | | | | | | |
|------------------------|----------|--|----|--|--|--|--|--|--|--|
| Examiner Initials * | Cite No. | U.S. Patent Documen Number Kind ((if kno | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | | | | |
| | AA | 5,212,158 | A | VANDAI | 05-18-1993 | | | | | |
| | AB | 5,973,111 | A | BEMIS, et al. | 10-26-1999 | | | | | |
| | AC | 6,156,572 | A | BELLAMKONDA, et al. | 12-05-2000 | | | | | |
| | AD | 6,235,929 | B1 | POWERS | 05-22-2001 | | | | | |

| | FOREIGN PATENT DOCUMENTS | | | | | | | | | |
|------------------------|--------------------------|---------------------|-------------------------------|-------|--|--|--|----|--|--|
| Examiner Initials * | Cite No. 1 | Office ³ | oreign Patent Docur Number | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T6 | | |
| | AE | EP | 0,316,218 | A1 | INORGAN, S.A. | 05-17-1989 | | | | |
| | AF | EP | 1,018,341 | A | CALPIS Co., Ltd. | 07-12-2000 | | | | |
| | AG | EP | 1,231,279 | A1 | CALPIS Co., Ltd. | 08-14-2002 | | | | |
| | AH | EP | 0,446,706 | A2, | MERCK PATENT | 09-18-1991 | | | | |
| | | | | A3 | GESELLSCHAFT | | | | | |
| | AI | JР | 04-005240 | Α | TAISHO | 01-09-1992 | | | | |
| | | | w/ PAJ abstract | | PHARMACEUT. Co.; | | | | | |
| | AJ | wo | 88/09604 | A2 | MEDICIS Corp. | 12-15-1988 | | | | |
| | AK | wo | 92/11850 | A2 | CORTEX PHARMA; | 07-23-1992 | , | | | |
| | | | | | GA. TECH. RES. INST. | | | | | |
| | AL | WO | 96/41638 | A1 | SANOFI WINTHROP | 12-27-1996 | | | | |
| | AM | wo | 98/14202 | Al | AUCKLAND | 04-09-1998 | | | | |
| | | | | | UNISERVICES, Ltd. | | | | | |
| | AN | wo | 01/28578 | A2, | WRAIR | 04-26-2001 | | | | |
| | | | | A3 | | | | | | |
| | AO | wo | 01/34828 | A1 | CALPIS Co. Ltd. | 05-17-2001 | | | | |
| 7.00 | AP | wo | 01/68114 | A1 | MONSANTO Co. (US) | 09-20-2001 | | | | |
| | AQ | WO | 02/062373 | A2,A3 | TELL PHARM. AG | 08-15-2002 | | | | |
| | AR | wo | 02/062828 | A2,A3 | TELL PHARM. AG | 08-15-2002 | | | | |

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Complete if Known Substitute for form 1449A/PTO **Application Number** 10/635,696 INFORMATION DISCLOSURE Filing Date August 5, 2003 TEMENT BY APPLICANT **First Named Inventor** Rapin, et al. Group Art Unit 1632 e as many sheets as necessary) **Examiner Name** Unassigned **NEURO 100** Attorney Docket Number 3 of 2

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| | | OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS | | | |
|------------------------|--|---|--|--|--|
| Examiner Initials * | Cite No. Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the article | | | | |
| | BA | BEYER, H., and WALTER, W., <i>Handbook of Organic Chemistry</i> , by S. Hirzel Verlag, Stuttgard (English translation of the 22 nd edition of <i>Lehrbuch der Organischen Chemie</i>) (1996), pp. 827-838. | | | |
| | BB | BLUNDELL, T.L., et al., "Knowledge-based protein modelling and design", Eur. J. Biochem., 172:513-520 (1988). | | | |
| | BC | CHESSEBEUF, M., et al., "Rat liver epithelial cell cultures in a serum-free medium: primary cultures and derived cell lines expressing differentiated functions", In Vitro, 20(10):780-795 (1984). | | | |
| | BD | CLARK, M.C., et al., "Validation of the general purpose Tripos 5.2 force field", J. Comp. Chem., 10(8):982-1012 (1999). | | | |
| | BE | DE POOTER, H., et al., "N-acylamino acids and peptides IV the synthesis of N-cinnamyl-, N-p.coumaryl- and N-caffeyl-glycine and -glycyl-L-phenylalanine", Bull. Soc. Chim. Belg., 85(9):647-656 (1976). XP008015013. | | | |
| | BF | FADEN, A.I., et al., "Novel TRH analog improves motor and cognitive recovery after traumatic brain injury in rodents", Amer. J. Physiology 277(4, pt. 2):R1196-R1204 (1999), Chem. Abstr. 132:31033 XP002207513, XP008014976. | | | |
| | BG | FADEN, A.I., et al., "Structure-activity relationships of TRH analogs in rat spinal cord injury", Brain Research, 448:287-293 (1988). XP008015202. | | | |
| i | ВН | GASTEIGER, J., et al., "Iterative partial equalization of orbital electronegativity a rapid access to atomic charges", <i>Tetrahedron</i> , 36:3219-3238 (1980). | | | |
| | BI | HAGG, T., et al., "Delayed treatment with nerve growth factor reverses the apparent loss of cholinergic neurons after acute brain damage", Exp. Neurol., 101:303-312 (1988). | | | |
| | BJ | JONES, D.T., et al., "A new approach to protein fold recognition", Nature, 358:86-89 (July 1992). | | | |
| | BK | JONES, D.T., "Protein secondary structure prediction based on position-specific scoring matrices", J. Mol. Biol., 292(2):195-202 (1999). | | | |
| | BL | KANSY, M., et al. "Physicochemical High Throughput Screening: Parallel Artificial Membrane Permeation Assay in the Description of Passive Absorption Processes", J. Med. Chem., 41(7):1007-1010 (March 26, 1998). | | | |
| | ВМ | KHUEBACHOVA, M., et al., "Mapping the C terminal epitope of the Alzheimer's disease specific antibody MN423", J. Immunol. Methods (Elsevier Amsterdam, NL) 262(1-2):205-215 (2002). XP004352190. | | | |

| Examiner Signature | Date Considered | |
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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le this Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE teduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

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| | | OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS | |
|---------------------------------------|---------------|---|----------------|
| Examiner Initials * | Cite No. 1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ⁶ |
| | CA | LASKOWSKI, R.A., et al., "PROCHECK: a program to check the stereochemical quality of protein structures", J. Appl. Cryst., 26:283-291 (1993). | |
| | СВ | LE PONCIN-LAFITTE, M., et al., "Sound-avoidance conditioning and a mathematical approach to the description of acquisition performance", Math. Biosciences, 59:249-268 (1982). | |
| | CC | LUCO, J.M., "Prediction of the brain-blood distribution of a large set of drugs from structurally derived descriptors using partial least-squares (PLS) modeling", J. Chem. Inf. Comput. Sci., 39 (2):396-404 (1999) | |
| | CD | PARNETTI, L., et al., "Posatirelin for the treatment of late-onset Alzheimer's disease: a double-blind multicentre study vs citicoline and ascorbic acid", <i>Acta Neurol. Scand.</i> 92:135-140 (1995). | |
| · · · · · · · · · · · · · · · · · · · | CE | VARON, S., et al., "Nerve Growth Factor in CNS Repair", J. Neurotrama, 11(5) (1994) | |
| _ | CF | WANG, R., et al., "SCORE: A new empirical method for estimating the binding affinity of a protein-ligand complex", J. Mol. Model., 4:379-394 (1998). | |
| | CG | WEINER, S.J., et al., "A new force field for molecular mechanical simulation of nucleic acids and proteins", J. Am. Chem. Soc., 106:765-784 (1984) | |
| | СН | WIESMAN, C., et al., "Crystal structure of nerve growth factor in complex with the ligand-binding domain of the TrkA receptor", Nature, 401:184 (September 9, 1999). | |

3354576_1

| | | | |
|-----------------------|------|------------------------|--|
| Examiner Signature | | Date Considered | |

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